

BILL NO. S-89-01-07
(as amended)

SPECIAL ORDINANCE NO. S-34-89

AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana amending Chapter 17, Article IX. of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles".

WHEREAS, Article IX. of Chapter 17 of the Fort Wayne Municipal Code is in need of revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX. of Chapter 17 is hereby repealed and replaced with a new Article IX. of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles" which includes the following language:

ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT

DIVISION 1. BUSES

Sec. 17-77. Intercity buses - Routes.

Any intercity common carrier of passengers, duly authorized to operate upon the streets of this city, shall operate its vehicles and maintain and provide service only upon the routes as numbered and described in Schedule 15, maintained on file in the office of the Traffic Engineer.

Sec. 17-78. Same - Loading zones.

No intercity common carrier or passenger vehicle shall stop, stand or park within the business district of this city, except at the loading zones described in Schedule 16, maintained on file in the office of the Traffic Engineer.

Sec. 17-79. Other city buses - Routes.

Any common carrier or passengers, other than intercity, duly authorized to operate upon the streets of this city shall operate its vehicles only on the routes prescribed in the franchise agreement between this city and such carrier.

Sec. 17-80. Same - Loading zones.

Every common carrier or passenger vehicles, other than intercity, shall stop for the purpose of loading or unloading passengers within this city only at either (1) loading zone from time to time duly determined, designated and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined, designated and signed loading zone, in any block at such place in the block as the operator of such vehicle shall determine from time to time to be in the safety and convenience of the passengers.

Please Note:

*Please see attached
amendment to
Ordinance passed
April 11, 1989 -*

Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic.

DIVISION 2. TRUCKS

Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 30,000 pounds.

(f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.

(g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns whose primary use can be seen as residential in nature as described in the Zoning Map maintained on file in the office of the Traffic Engineer.

Sec. 17-83. Application of Regulation.

All trucks within the City shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted, and shall be driven over the shortest practical route upon such routes and designated streets.

(1) Exceptions. This Ordinance shall not Prohibit:

(a) The deviation of a truck from a designated truck route as provided for in section 17-85 of this Ordinance.

(b) The deviation of a truck from a designated truck route providing the truck:

1) has an origination point not on a designated truck route, and

2) proceeds from its place of origination along the most direct path to a designated truck route in accordance with the terms of this ordinance.

(c) Emergency vehicles. The operation of emergency vehicles upon any street in the City.

(d) Public Utilities. The operation of trucks owned or operated by the City, public utilities, any contractor or material supplier, while engaged in the repair, maintenance or construction of streets, street improvements, or public utilities within the City.

(e) Detoured trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established, whether by reason or an emergency, said detour is temporary, permanent or established.

(f) Farm vehicles. The operation of farm vehicles when loaded with farm crops having a point of origin within the County or a point of destination within the County upon truck routes and designated City Truck Routes. For purposes of this ordinance, any truck hauling farm crops is a farm vehicle loaded with farm crops.

(2) Truck traffic in residential areas prohibited during certain hours. Trucks shall not be operated in or through a residential area between the hours of 10 o'clock p.m. and 6 o'clock a.m., excepting designated Thru Truck Routes (State Truck Routes), and as described in Section 17-83 (1) Exceptions (a), (b), (c), (d), (e), and (f).

Sec. 17-84. Truck Routes established.

(a) Thru Truck Routes (State Truck Routes).

(1) There are hereby established within the City the following Thru Truck Routes (State Truck Routes): (as defined below)

STATE ROUTES - THRU TRUCK ROUTES

I-69 from west city limits to north city limits

U.S. 27 - Southbound

Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U. S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Northrop Street
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Avenue
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Coliseum Boulevard from Northrop Street to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Washington Boulevard
Washington Boulevard from Coliseum Boulevard to east city limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard
Coliseum Boulevard from Washington Boulevard to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

I-69 from north city limits to Lima Road
Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to Paulding Road
Paulding Road from Lafayette Street to Baer Field Thruway
Baer Field Thruway from Paulding Road to Bluffton Road
Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway
Baer Field Thruway from Bluffton Road to Paulding Road
Paulding Road from Baer Field Thruway to Lafayette Street
Lafayette Street from Paulding Road to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69
I-69 from Lima Road to north city limits

S.R. 3 - Southbound

Lima Road from north city limits to I-69

S.R. 3 - Northbound

I-69 from Lima Road to north city limits

S.R. 37 - Northbound

Crescent Avenue from Coliseum Boulevard to Stelhorn Road
Stelhorn Road from Crescent Avenue to east city limits

S.R. 37 - Southbound

Stellhorn Road from east city limits to Crescent Avenue
Crescent Avenue from Stellhorn Road to Coliseum Boulevard

(2) Outside Origin; Outside Destination (Thru Trucks).
All trucks entering the City from a point of origin outside the County for destination points outside the County (Thru Trucks) shall operate only over the designated Thru Truck Routes (State Truck Routes).

(b) Designated streets for truck use.

(1) In addition to those streets in the City constituting a part of a Thru Truck Route (State Truck Route) as established in section (a) herein, the following are designated City Truck Routes:

CITY STREETS - CITY TRUCK ROUTES

North - South Streets

South Anthony Boulevard from Washington Boulevard to Pontiac Street
South Anthony Boulevard from U.S. 27 to Paulding Road
Ardmore Avenue from Lower Huntington Road to Taylor Street
Baer Road from Baer Field Thruway to Lower Huntington Road
Bluffton Road from south city limits to Brooklyn Avenue
Broadway from Taylor Street to Main Street
Brooklyn Avenue from Bluffton Road to Taylor
Catalpa Street from Taylor Street to Jefferson Boulevard
Clinton Street from Northrop Street to north city limits
Coldwater Road from Clinton Street to north city limits
Coliseum Boulevard from Pontiac Street to Washington Boulevard
Crescent Avenue from East State Boulevard to Coliseum Boulevard
Ewing Street from Jefferson Boulevard to Superior Street
Fairfield Avenue from West Jefferson Boulevard to Superior Street
Freeman Street from Nuttman Avenue to West Jefferson Boulevard
Goshen Road from Sherman Street to Coliseum Boulevard
Hobson Road from East State Boulevard to Stellhorn Road
Industrial Road from Coliseum Boulevard to Washington Center Road
Leesburg Road from Main Street to Spring Street
Leesburg Road from Bass Road to Hillegas Road
Lindenwood Avenue from Jefferson Boulevard to Spring Street
Sherman Street from St. Mary's River to Goshen Road
VanBuren Street from Main Street to St. Mary's River
Wells Street from Superior Street to Fernhill Avenue

East - West Streets

Baer Field Thruway from Bluffton Road to Baer Road
Covington Road from Jefferson Boulevard to Ardmore Avenue
Dalman Road from Baer Road to west city limits
Engle Road from Bluffton Road to west city limits
Fernhill Avenue from Wells Street to Northrop Street
Illinois Road from west city limits to Jefferson Boulevard
Jefferson Boulevard from west city limits to Maumee Avenue
Lower Huntington Road from Tillman to west city limits
Main Street from Jefferson Boulevard to Lafayette Street
Maumee Avenue from Jefferson Boulevard to Washington Blvd.
New Haven Avenue from Wayne Trace to Coliseum Boulevard
Nuttman Avenue from Ardmore to Freeman

Paulding Road from Lafayette Street to east city limits
Pontiac Street from Clinton Street to Coliseum Boulevard
Spring Street from Lindenwood Avenue to Leesburg Road
East State Boulevard from east city limits to Clinton Street
West State Boulevard from west city limits to Wells Street
St. Joe Center Road from Washington Center Road to east city limits
Superior Street from Sherman Street to Lafayette Street
Taylor Street from Jefferson Boulevard to Broadway
Tillman Road from Lower Huntington Road to east city limits
Washington Boulevard from east city limits to Jefferson Boulevard
Washington Center Road from west city limits to St. Joe Center Road
Wayne Trace from Anthony Boulevard to Hessen Cassel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.

(1) Trucks originating outside the County.

(a) One inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route(s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first destination point a deviating truck shall proceed to other destination points by using the nearest City Truck Route which allows said deviating truck to proceed in the direction of its next destination point. Upon leaving the last destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating so as to proceed upon such City Truck Route and Thru Truck Route over the shortest possible route to its next destination.

(2) Trucks originating inside the County.

Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.

Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.

No person shall drive or move any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.

The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in any residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck-tractor, farm tractor, road tractor, semi-trailer, pull tractor, or any other commercial vehicle be parked on or in any driveway, street, or alley in any residential district, except temporarily while said vehicle is being used for unloading freight or other materials on or from such vehicle.

DIVISION 3. HEAVY VEHICLES

Sec. 17-88. Overweight and Oversized Vehicles.

No other streets other than those designated by permit shall be used by overweight trucks and oversized vehicles without the driver and/or owner having first obtained from the Right-of-Way Department a special emergency permit therefore, which special permit may be obtained without charge.

Sec. 17-89. Load limits on bridges.

(a) The board of public works is hereby authorized, by resolution regularly adopted, to reduce the gross weight allowed on any bridge, causeway or viaduct below that prescribed by state law, whenever such board may determine that the maximum load otherwise permitted is greater than such bridge, causeway or viaduct can sustain without serious damage or with safety to itself.

1 (b) When signs are erected pursuant to this section in
2 a conspicuous place at the end of the structure, indicating
3 the gross weight allowed on any such bridge, causeway, or
4 viaduct, no vehicle shall be moved over such bridge,
5 causeway, or viaduct when the gross weight of such vehicle
6 is greater than that allowed on such bridge, causeway or
7 viaduct.

8 DIVISION 4. ENFORCEMENT AND PENALTIES

9 Sec. 17-90. Enforcement.

10 (a) Traffic Engineer. The Traffic Engineer shall keep
11 and maintain accurate maps setting out truck routes;
12 the maps shall be kept on file in the office of the
13 traffic engineer and shall be available to the public.

14 (b) Weigh-in. The Chief of Police shall have the
15 authority to require any person driving or in control
16 of any commercial vehicle not proceeding over a truck
17 route to proceed to any public or private scale
18 available for the purpose of weighingsaid vehicle and
19 determining compliance with this Ordinance.

20 Sec. 17-91. PENALTIES.

21 Every person convicted of a violation of this Article
22 shall be punished by a fine of two hundred fifty dollars
23 (\$250.00) plus court costs.

24 DIVISION 5. REVIEW AND SEVERABILITY

25 Section 17-92. REVIEW OF ARTICLE IX.

26 Article IX shall be completely reviewed by the proper
27 City governmental authority upon completion of each leg of
28 the new Fort Wayne Bypass and that Tillman Road, from
29 Lafayette to the east city limits, will be reviewed on
30 February 14, 1991, as City Truck Route.

31 Sec. 17-93. SEVERABILITY.

32 If any provision or term of this chapter, or any
application thereof, is held invalid, the invalidity shall
not affect other applications of the provision or terms of
this chapter which reasonably can be given effect without
the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force
and effect from its passage and any and all necessary
approval by the Mayor, and its legal publication thereof.

Janet G. Bradbury
COUNCILMEMBER

APPROVED AS TO FORM
AND LEGALITY.

Stanley A. Levine
Stanley A. Levine
Attorney for Common Council

BILL NO. S-89-02-14 (as amended) (as amended) (as amended)

SPECIAL ORDINANCE NO. S- 67-89

A SPECIAL ORDINANCE OF THE COMMON
COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA AMENDING ORDINANCE S-89-01-07,
OTHERWISE KNOWN AS THE TRUCK
ROUTE ORDINANCE

WHEREAS, certain City Truck Routes are in need of
revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA THAT SPECIAL ORDINANCE S-89-01-07
IS HEREBY AMENDED AS FOLLOWS:

SECTION 1. That the following is hereby added to the
schedule of City Truck Routes:

Bass Road from Lindenwood Avenue to Leesburg Road

Moeller Road from Wayne Trace to the east city limits

SECTION 2. That the following street is hereby
removed as a City Truck Route:

Hessen Cassel Road from Tillman Road to the south city limits

Paulding Road from Lafayette to east city limits

SECTION 3. Sec. 17-83. Application of Regulations -
(1) Exceptions:

That the following is hereby added to read:

(g) Tillman Road

(2) Truck traffic in residential areas prohibited during
certain hours. Trucks shall not be operated in or through a
residential area between the hours of 10 o'clock p.m. and 6
o'clock a.m., excepting designated Thru Truck Routes (State
Truck Routes), and as described in Section 17-83 (1)
Exceptions (a), (b), (c), (d), (e), (f), and (g).

SECTION 4. That this Ordinance shall be in full force
and effect from and upon its passage and any and all necessary
approval by the Mayor and legal publication thereof.

Janet G. Bradbury
Councilmember

Read the first time in full and on motion by Bradbury,
seconded by Talarico, and duly adopted, read the second time by
title and referred to the Committee on Regulation (and the
City Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Conference Room 128, City-County Building,
Fort Wayne, Indiana, on _____, the _____ day
of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 1-10-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Long,
seconded by Henry, and duly adopted, placed on its
passage. PASSED ~~lost~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>7</u>	<u>2</u>		
BRADBURY		<u>✓</u>		
BURNS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT	<u>✓</u>			
STIER		<u>✓</u>		
TALARICO	<u>✓</u>			

DATED: 2-14-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP)

ORDINANCE

RESOLUTION NO. S-34-89

on the 14th day of February, 1989,

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles S. Reed
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 16th day of February, 1989,
at the hour of 2:30 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 24th day of February,
1989, at the hour of 3:10 o'clock P. M., E.S.T.

11626
PAUL HELMKE, MAYOR

1
2 BILL NO. S-89-01-07

3 SPECIAL ORDINANCE NO. S-

4 AN ORDINANCE of the Common Council of
5 the City of Fort Wayne, Indiana amending
6 Chapter 17, Article IX. of the Municipal
7 Code of the City of Fort Wayne, Indiana
8 entitled "Buses, Trucks and other Heavy
9 Vehicles".

10 WHEREAS, Article IX. of Chapter 17 of the Fort Wayne
11 Municipal Code is in need of revision.

12 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
13 THE CITY OF FORT WAYNE, INDIANA:

14 SECTION 1. That Article IX. of Chapter 17 is hereby
15 repealed and replaced with a new Article IX. of Chapter 17
16 of the Municipal Code of the City of Fort Wayne, Indiana
17 entitled "Buses, Trucks and other Heavy Vehicles" which
18 includes the following language:

19 ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT

20 DIVISION 1. BUSES

21 Sec. 17-77. Intercity buses - Routes.

22 Any intercity common carrier of passengers, duly
23 authorized to operate upon the streets of this city, shall
24 operate its vehicles and maintain and provide service only
25 upon the routes as numbered and described in Schedule 15,
26 maintained on file in the office of the Traffic Engineer.

27 Sec. 17-78. Same - Loading zones.

28 No intercity common carrier or passenger vehicle shall
29 stop, stand or park within the business district of this
30 city, except at the loading zones described in Schedule 16,
31 maintained on file in the office of the Traffic Engineer.

32 Sec. 17-79. Other city buses - Routes.

Any common carrier or passengers, other than intercity,
duly authorized to operate upon the streets of this city
shall operate its vehicles only on the routes prescribed in
the franchise agreement between this city and such carrier.

Sec. 17-80. Same - Loading zones.

Every common carrier or passenger vehicles, other than
intercity, shall stop for the purpose of loading or
unloading passengers within this city only at either (1)
loading zone from time to time duly determined, designated
and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined,
designated and signed loading zone, in any block at such
place in the block as the operator of such vehicle shall
determine from time to time to be in the safety and
convenience of the passengers.

Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic.

DIVISION 2. TRUCKS

Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 30,000 pounds.

(f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.

(g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns whose primary use can be seen as residential in nature as described in the Zoning Map maintained on file in the office of the Traffic Engineer.

Sec. 17-83. Application of Regulation.

All trucks within the City shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted, and shall be driven over the shortest practical route upon such routes and designated streets.

(1) Exceptions. This Ordinance shall not Prohibit:

(a) The deviation of a truck from a designated truck route providing the truck:

1). has a destination point in Allen County, and

2). remains on the designated truck route until it reaches the intersection nearest its destination point.

(b) The deviation of a truck from a designated truck route providing the truck:

1) has an origination point not on a designated truck route, and

2) proceeds from its place of origination along the most direct path to a designated truck route.

(c) Emergency vehicles. The operation of emergency vehicles upon any street in the City.

(d) Public Utilities. The operation of trucks owned or operated by the City, public utilities, any contractor or material supplier, while engaged in the repair, maintenance or construction of streets, street improvements, or public utilities within the City.

(e) Detoured trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established, whether by reason or an emergency, said detour is temporary, permanent or established.

(f) Farm vehicles. The operation of farm vehicles when loaded with farm crops having a point of origin within the County or a point of destination within the County upon truck routes and designated City Truck Routes. For purposes of this ordinance, any truck hauling farm crops is a farm vehicle loaded with farm crops.

(2) Truck traffic in residential areas prohibited during certain hours. Trucks shall not be operated in or through a residential area between the hours of 10 o'clock p.m. and 6 o'clock a.m., excepting designated state highway routes, and as described in Section 17-83 (1) Exceptions (a), (b), (c), (d), (e), and (f).

Sec. 17-84. Truck Routes established.

(a) Thru Truck Routes (State Truck Routes).

(1) There are hereby established within the City the following Thru Truck Routes (State Truck Routes): (as defined below)

STATE ROUTES - THRU TRUCK ROUTES

I-69 from west city limits to north city limits

U.S. 27 - Southbound

Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U. S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Northrop Street
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Avenue
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Coliseum Boulevard from Northrop Street to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Washington Boulevard
Washington Boulevard from Coliseum Boulevard to east city limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard
Coliseum Boulevard from Washington Boulevard to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

I-69 from north city limits to Lima Road
Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to Paulding Road
Paulding Road from Lafayette Street to Baer Field Thruway
Baer Field Thruway from Paulding Road to Bluffton Road
Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway
Baer Field Thruway from Bluffton Road to Paulding Road
Paulding Road from Baer Field Thruway to Lafayette Street
Lafayette Street from Paulding Road to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69
I-69 from Lima Road to north city limits

S.R. 3 - Southbound

Lima Road from north city limits to I-69

S.R. 3 - Northbound

I-69 from Lima Road to north city limits

S.R. 37 - Northbound

Crescent Avenue from Coliseum Boulevard to Stellhorn Road
Stellhorn Road from Crescent Avenue to east city limits

S.R. 37 - Southbound

Stellhorn Road from east city limits to Crescent Avenue
Crescent Avenue from Stellhorn Road to Coliseum Boulevard

(2) Outside Origin; Outside Destination (Thru Trucks).
All trucks entering the City from a point of origin outside the County for destination points outside the County (Thru Trucks) shall operate only over the designated Thru Truck Routes (State Truck Routes).

(b) Designated streets for truck use.

(1) In addition to those streets in the City constituting a part of a Thru Truck Route (State Truck Route) as established in section (a) herein, the following are designated City Truck Routes:

CITY STREETS - CITY TRUCK ROUTES

North - South Streets

South Anthony Boulevard from Washington Boulevard to Pontiac Street
South Anthony Boulevard from U.S. 27 to Paulding Road
Ardmore Avenue from Lower Huntington Road to Taylor Street
Baer Road from Baer Field Thruway to Lower Huntington Road
Bluffton Road from south city limits to Brooklyn Avenue
Broadway from Creighton Avenue to Main Street
Brooklyn Avenue from Bluffton Road to Taylor
Catalpa Street from Taylor Street to Jefferson Boulevard
Clinton Street from Northrop Street to Coliseum Boulevard
Coldwater Road from Clinton Street to I-69
Coliseum Boulevard from Pontiac Street to Washington Boulevard
Crescent Avenue from East State Boulevard to Coliseum Boulevard
Ewing Street from Baker Street to Superior Street
Fairfield Avenue from Pontiac Street to Superior Street
Freeman Street from Nuttman Avenue to Taylor Street
Goshen Road from Sherman Street to Coliseum Boulevard
Hobson Road from East State Boulevard to Stellhorn Road
Industrial Road from Coliseum Boulevard to Washington Center Road
Leesburg Road from Main Street to Spring Street
Leesburg Road from Bass Road to Hillegas Road
Lindenwood Avenue from Jefferson Boulevard to Spring Street
Sherman Street from St. Mary's River to Goshen Road
Tyler Avenue from Spring Street to West State Boulevard
VanBuren Street from Main Street to St. Mary's River
Wells Street from Superior Street to Fernhill Avenue

East - West Streets

Baer Field Thruway from Bluffton Road to Baer Road
Baker Street from Fairfield Avenue to Ewing Street
Covington Road from Jefferson Boulevard to Ardmore Avenue
Creighton Avenue from Broadway to Lafayette Street
Dalman Road from Baer Road to west city limits
Engle Road from Bluffton Road to west city limits
Fernhill Avenue from Wells Street to Northrop Street
Illinois Road from west city limits to Jefferson Boulevard
Jefferson Boulevard from west city limits to Maumee Avenue
Lower Huntington Road from Tillman to west city limits
Main Street from Jefferson Boulevard to Lafayette Street
Maumee Avenue from Jefferson Boulevard to Washington Blvd.
New Haven Avenue from Wayne Trace to Coliseum Boulevard

North Clinton from Coliseum to north city limits
Nuttman Avenue from Ardmore to Freeman
Paulding Road from Lafayette Street to S. Anthony Boulevard
Pontiac Street from Fairfield to Coliseum Boulevard
Spring Street from west city limits to Wells Street
East State Boulevard from east city limits to Clinton Street
West State Boulevard from west city limits to Wells Street
St. Joe Center Road from Washington Center Road to east city limits
Superior Street from Sherman Street to Lafayette Street
Taylor Street from Jefferson Boulevard to Broadway
Tillman Road from Lower Huntington Road to east city limits
Washington Boulevard from east city limits to Jefferson Boulevard
Washington Center Road from west city limits to St. Joe Center Road
Wayne Trace from Anthony Boulevard to Hessen Cassel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.

(1) Trucks originating outside the County.

(a) One inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate only at the intersection with the City Truck Route nearest to the destination point and shall proceed upon said City Truck Route in the most direct path to its point of destination. Said truck shall deviate from the City Truck Route at its nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate only at the intersection with the City Truck Route nearest to the first destination point; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first destination point a deviating truck shall proceed to other destination points by the nearest City Truck Route and shall proceed upon said City Truck Route in the most direct path to its next destination point. Upon leaving the last destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating so as to proceed upon such City Truck Route and Thru Truck Route over the shortest possible route to its next destination.

1 (2) Trucks originating inside the County.

2 Outside destination point. All trucks, on a trip
3 originating in the County, and travelling in the
4 City for a destination point outside the City
shall proceed by the shortest direction over a
Thru Truck Route (State Truck Route), or on a City
Truck Route.

5 (3) Trucks originating inside the County.

6 Inside destination points. All trucks, on a trip
7 originating in the County, and travelling in the
8 City for destination points in the City shall
proceed only over Thru Truck Routes (State Truck
Routes) or over City Truck Routes.

9 Sec. 17-86. Truck loads causing litter.

10 No person shall drive or move any truck or other
11 vehicle within the City unless such vehicle is so
constructed or loaded as to prevent any of its load or
12 contents from being blown or deposited upon any street,
roadway, sidewalk, alley or other public place; nor shall
13 any person drive or move any vehicle or truck within the
city, the wheels or tires of which carry onto or deposit in
14 any street, roadway, alley or other public place any mud,
dirt, sticky substances or foreign matter of any kind.

15 Sec. 17-87. Truck parking restrictions.

16 The driver of a vehicle with an overall length of more
17 than twenty (20) feet, or with an overall width of more than
seven (7) feet, six (6) inches, shall not park such vehicle
18 on or in any street or alley or driveway in any residential
district in the city, except temporarily while actually
engaged in loading or unloading freight or other materials
19 on or from such vehicle, nor shall any truck-tractor, farm
tractor, road tractor, semi-trailer, pull tractor, or any
20 other commercial vehicle be parked on or in any driveway,
street, or alley in any residential district, except
21 temporarily while said vehicle is being used for unloading
freight or other materials on or from such vehicle.

22
23 **DIVISION 3. HEAVY VEHICLES**

24 Sec. 17-88. Overweight and Oversized Vehicles.

25 No other streets other than those designated by permit
26 shall be used by overweight trucks and oversized vehicles
without the driver and/or owner having first obtained from
27 the Right-of-Way Department a special emergency permit
therefore, which special permit may be obtained without
charge.

28 Sec. 17-89. Load limits on bridges.

29 (a) The board of public works is hereby authorized, by
30 resolution regularly adopted, to reduce the gross weight
allowed on any bridge, causeway or viaduct below that
31 prescribed by state law, whenever such board may determine
that the maximum load otherwise permitted is greater than
32 such bridge, causeway or viaduct can sustain without serious
damage or with safety to itself.

1 (b) When signs are erected pursuant to this section in
2 a conspicuous place at the end of the structure, indicating
3 the gross weight allowed on any such bridge, causeway, or
4 viaduct, no vehicle shall be moved over such bridge,
5 causeway, or viaduct when the gross weight of such vehicle
6 is greater than that allowed on such bridge, causeway or
7 viaduct.

8 DIVISION 4. ENFORCEMENT AND PENALTIES

9 Sec. 17-90. Enforcement.

10 (a) Traffic Engineer. The Traffic Engineer shall keep
11 and maintain accurate maps setting out truck routes;
12 the maps shall be kept on file in the office of the
13 traffic engineer and shall be available to the public.

14 (b) Weigh-in. The Chief of Police shall have the
15 authority to require any person driving or in control
16 of any commercial vehicle not proceeding over a truck
17 route to proceed to any public or private scale
18 available for the purpose of weighingsaid vehicle and
19 determining compliance with this Ordinance.

20 Sec. 17-91. PENALTIES.

21 Every person convicted of a violation of this Article
22 shall be punished by a fine of two hundred fifty dollars
23 (\$250.00) plus court cost.

24 DIVISION 5. REVIEW AND SEVERABILITY

25 Section 17-92. REVIEW OF ARTICLE IX.

26 Article IX shall be completely reviewed by the proper
27 City governmental authority upon completion of each leg of
28 the new Fort Wayne Bypass.

29 Sec. 17-93. SEVERABILITY.

30 If any provision or term of this chapter, or any
31 application thereof, is held invalid, the invalidity shall
32 not affect other applications of the provision or terms of
this chapter which reasonably can be given effect without
the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force
and effect from its passage and any and all necessary
approval by the Mayor, and its legal publication thereof.

Janet G. Bradbury
COUNCILMEMBER

APPROVED AS TO FORM
AND LEGALITY.

Stanley A. Levine
Stanley A. Levine
Attorney for Common Council

BILL NO. S-89-01-07 (as amended)

REPORT OF THE COMMITTEE ON PUBLIC RELATIONS

WE, YOUR COMMITTEE ON PUBLIC RELATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) XXXXXXXXXX of the Common

Council of the City of Fort Wayne, Indiana amending Chapter 17

Article IX. of the Municipal Code of the City of Fort Wayne,

Indiana entitled "Buses, Trucks and other Heavy Vehicles"

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION

AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID

(ORDINANCE) (~~RESOLUTION~~)

YES

NO

JAMES S. STIER
CHAIRMAN

SAMUEL J. TALARICO
VICE CHAIRMAN
CHARLES B. REDD

DAVID C. LONG

MARK E. GIAQUINTA

PAUL M. BURNS

DONALD J. SCHMIDT

THOMAS C. HENRY

JANET G. BRADBURY

CONCURRED IN 2-14-89.

SANDRA E. KENNEDY
CITY CLERK

MEMORANDUM

DATE: February 8, 1989

TO: Sandy Kennedy, City Clerk

FROM: Kate Love-Jacobson, Research Assistant to City Council

RE: Amendments to Truck Route made 2/7/89

Dear Sandy,

The following amendments were moved and passed for the Truck Route Ordinance (S-89-01-07) at the council meeting last night:

MARK GIAQUINTA:

- 1). Eliminate Fairfield from Jefferson to Pontiac, as a City Truck Route.
- 2). Eliminate Pontiac from Fairfield to Clinton, as a City Truck Route.
- 3). Eliminate Ewing from Jefferson to Baker, as a City Truck Route.

DAVID LONG:

- 1). Reinstate Paulding Road, from S. Anthony Boulevard to the east city limits, as a City Truck Route.

Natka and I have talked about this, and since she will be gone next Tuesday night, I will have these amendments along with the other ones next week ready for her on Wednesday.

Please let me know if you have any questions on this. I hope all went well in Indianapolis.

c. c. file

/Natka Eshcoff



THE CITY OF FORT WAYNE

March 2, 1989

Ms. Cynthia Wilkins
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Wilkins:

Please give the attached full coverage on the dates of March 6 and March 13, 1989, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. S-89-01-07
(as amended)
Special Ordinance No. S-34-89
"Buses, Trucks and other Heavy
Vehicles"

Please send 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 14th day of
February, 19 89, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. S-89-01-07 (as amended) Special
Ordinance No. S-34-89 to-wit:

BILL NO. S-89-01-07
(as amended)

SPECIAL ORDINANCE NO. S-34-89

AN ORDINANCE of the Common Council of
the City of Fort Wayne, Indiana amending
Chapter 17, Article IX. of the Municipal
Code of the City of Fort Wayne, Indiana
entitled "Buses, Trucks and other Heavy
Vehicles".

WHEREAS, Article IX. of Chapter 17 of the Fort Wayne
Municipal Code is in need of revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX. of Chapter 17 is hereby
repealed and replaced with a new Article IX. of Chapter 17
of the Municipal Code of the City of Fort Wayne, Indiana
entitled "Buses, Trucks and other Heavy Vehicles" which
includes the following language:

ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT

DIVISION 1. BUSES

Sec. 17-77. Intercity buses - Routes.

Any intercity common carrier of passengers, duly
authorized to operate upon the streets of this city, shall
operate its vehicles and maintain and provide service only
upon the routes as numbered and described in Schedule 15,
maintained on file in the office of the Traffic Engineer.

Sec. 17-78. Same - Loading zones.

No intercity common carrier or passenger vehicle shall
stop, stand or park within the business district of this
city, except at the loading zones described in Schedule 16,
maintained on file in the office of the Traffic Engineer.

Sec. 17-79. Other city buses - Routes.

Any common carrier or passengers, other than intercity,
duly authorized to operate upon the streets of this city
shall operate its vehicles only on the routes prescribed in
the franchise agreement between this city and such carrier.

Sec. 17-80. Same - Loading zones.

Every common carrier or passenger vehicles, other than
intercity, shall stop for the purpose of loading or
unloading passengers within this city only at either (1)
loading zone from time to time duly determined, designated
and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined,
designated and signed loading zone, in any block at such
place in the block as the operator of such vehicle shall
determine from time to time to be in the safety and
convenience of the passengers.

Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic.

DIVISION 2. TRUCKS

Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 30,000 pounds.

(f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.

(g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns whose primary use can be seen as residential in nature as described in the Zoning Map maintained on file in the office of the Traffic Engineer.

Sec. 17-83. Application of Regulation.

All trucks within the City shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted, and shall be driven over the shortest practical route upon such routes and designated streets.

(1) Exceptions. This Ordinance shall not Prohibit:

(a) The deviation of a truck from a designated truck route as provided for in section 17-85 of this Ordinance.

(b) The deviation of a truck from a designated truck route providing the truck:

1). has an origination point not on a designated truck route, and

2). proceeds from its place of origination along the most direct path to a designated truck route in accordance with the terms of this ordinance.

(c) Emergency vehicles. The operation of emergency vehicles upon any street in the City.

(d) Public Utilities. The operation of trucks owned or operated by the City, public utilities, any contractor or material supplier, while engaged in the repair, maintenance or construction of streets, street improvements, or public utilities within the City.

(e) Detoured trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established, whether by reason or an emergency, said detour is temporary, permanent or established.

(f) Farm vehicles. The operation of farm vehicles when loaded with farm crops having a point of origin within the County or a point of destination within the County upon truck routes and designated City Truck Routes. For purposes of this ordinance, any truck hauling farm crops is a farm vehicle loaded with farm crops.

(2) Truck traffic in residential areas prohibited during certain hours. Trucks shall not be operated in or through a residential area between the hours of 10 o'clock p.m. and 6 o'clock a.m., excepting designated Thru Truck Routes (State Truck Routes), and as described in Section 17-83 (1) Exceptions (a), (b), (c), (d), (e), and (f).

Sec. 17-84. Truck Routes established.

(a) Thru Truck Routes (State Truck Routes).

(1) There are hereby established within the City the following Thru Truck Routes (State Truck Routes): (as defined below)

STATE ROUTES - THRU TRUCK ROUTES

I-69 from west city limits to north city limits

U.S. 27 - Southbound

Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U. S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Northrop Street
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Avenue
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Coliseum Boulevard from Northrop Street to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Washington Boulevard
Washington Boulevard from Coliseum Boulevard to east city limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard
Coliseum Boulevard from Washington Boulevard to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

I-69 from north city limits to Lima Road
Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to Paulding Road
Paulding Road from Lafayette Street to Baer Field Thruway
Baer Field Thruway from Paulding Road to Bluffton Road
Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway
Baer Field Thruway from Bluffton Road to Paulding Road
Paulding Road from Baer Field Thruway to Lafayette Street
Lafayette Street from Paulding Road to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69
I-69 from Lima Road to north city limits

S.R. 3 - Southbound

Lima Road from north city limits to I-69

S.R. 3 - Northbound

I-69 from Lima Road to north city limits

S.R. 37 - Northbound

Crescent Avenue from Coliseum Boulevard to Stellhorn Road
Stellhorn Road from Crescent Avenue to east city limits

S.R. 37 - Southbound

Stellhorn Road from east city limits to Crescent Avenue
Crescent Avenue from Stellhorn Road to Coliseum Boulevard

(2) Outside Origin; Outside Destination (Thru Trucks).
All trucks entering the City from a point of origin outside the County for destination points outside the County (Thru Trucks) shall operate only over the designated Thru Truck Routes (State Truck Routes).

(b) Designated streets for truck use.

(1) In addition to those streets in the City constituting a part of a Thru Truck Route (State Truck Route) as established in section (a) herein, the following are designated City Truck Routes:

CITY STREETS - CITY TRUCK ROUTES

North - South Streets

South Anthony Boulevard from Washington Boulevard to Pontiac Street
South Anthony Boulevard from U.S. 27 to Paulding Road
Ardmore Avenue from Lower Huntington Road to Taylor Street
Baer Road from Baer Field Thruway to Lower Huntington Road
Bluffton Road from south city limits to Brooklyn Avenue
Broadway from Taylor Street to Main Street
Brooklyn Avenue from Bluffton Road to Taylor
Catalpa Street from Taylor Street to Jefferson Boulevard
Clinton Street from Northrop Street to north city limits
Coldwater Road from Clinton Street to north city limits
Coliseum Boulevard from Pontiac Street to Washington Boulevard
Crescent Avenue from East State Boulevard to Coliseum Boulevard
Ewing Street from Jefferson Boulevard to Superior Street
Fairfield Avenue from West Jefferson Boulevard to Superior Street
Freeman Street from Nuttman Avenue to West Jefferson Boulevard
Goshen Road from Sherman Street to Coliseum Boulevard
Hobson Road from East State Boulevard to Stellhorn Road
Industrial Road from Coliseum Boulevard to Washington Center Road
Leesburg Road from Main Street to Spring Street
Leesburg Road from Bass Road to Hillegas Road
Lindenwood Avenue from Jefferson Boulevard to Spring Street
Sherman Street from St. Mary's River to Goshen Road
VanBuren Street from Main Street to St. Mary's River
Wells Street from Superior Street to Fernhill Avenue

East - West Streets

Baer Field Thruway from Bluffton Road to Baer Road
Covington Road from Jefferson Boulevard to Ardmore Avenue
Dalman Road from Baer Road to west city limits
Engle Road from Bluffton Road to west city limits
Fernhill Avenue from Wells Street to Northrop Street
Illinois Road from west city limits to Jefferson Boulevard
Jefferson Boulevard from west city limits to Maumee Avenue
Lower Huntington Road from Tillman to west city limits
Main Street from Jefferson Boulevard to Lafayette Street
Maumee Avenue from Jefferson Boulevard to Washington Blvd.
New Haven Avenue from Wayne Trace to Coliseum Boulevard
Nuttman Avenue from Ardmore to Freeman

Paulding Road from Lafayette Street to east city limits
Pontiac Street from Clinton Street to Coliseum Boulevard
Spring Street from Lindenwood Avenue to Leesburg Road
East State Boulevard from east city limits to Clinton Street
West State Boulevard from west city limits to Wells Street
St. Joe Center Road from Washington Center Road to east city limits
Superior Street from Sherman Street to Lafayette Street
Taylor Street from Jefferson Boulevard to Broadway
Tillman Road from Lower Huntington Road to east city limits
Washington Boulevard from east city limits to Jefferson Boulevard
Washington Center Road from west city limits to St. Joe Center Road
Wayne Trace from Anthony Boulevard to Hessen Cassel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.

(1) Trucks originating outside the County.

(a) One inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route(s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first destination point a deviating truck shall proceed to other destination points by using the nearest City Truck Route which allows said deviating truck to proceed in the direction of its next destination point. Upon leaving the last destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating so as to proceed upon such City Truck Route and Thru Truck Route over the shortest possible route to its next destination.

(2) Trucks originating inside the County.

Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.

Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.

No person shall drive or move any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.

The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in any residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck-tractor, farm tractor, road tractor, semi-trailer, pull tractor, or any other commercial vehicle be parked on or in any driveway, street, or alley in any residential district, except temporarily while said vehicle is being used for unloading freight or other materials on or from such vehicle.

DIVISION 3. HEAVY VEHICLES

Sec. 17-88. Overweight and Oversized Vehicles.

No other streets other than those designated by permit shall be used by overweight trucks and oversized vehicles without the driver and/or owner having first obtained from the Right-of-Way Department a special emergency permit therefore, which special permit may be obtained without charge.

Sec. 17-89. Load limits on bridges.

(a) The board of public works is hereby authorized, by resolution regularly adopted, to reduce the gross weight allowed on any bridge, causeway or viaduct below that prescribed by state law, whenever such board may determine that the maximum load otherwise permitted is greater than such bridge, causeway or viaduct can sustain without serious damage or with safety to itself.

(b) When signs are erected pursuant to this section in a conspicuous place at the end of the structure, indicating the gross weight allowed on any such bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct when the gross weight of such vehicle is greater than that allowed on such bridge, causeway or viaduct.

DIVISION 4. ENFORCEMENT AND PENALTIES

Sec. 17-90. Enforcement.

(a) Traffic Engineer. The Traffic Engineer shall keep and maintain accurate maps setting out truck routes; the maps shall be kept on file in the office of the traffic engineer and shall be available to the public.

(b) Weigh-in. The Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle not proceeding over a truck route to proceed to any public or private scale available for the purpose of weighingsaid vehicle and determining compliance with this Ordinance.

Sec. 17-91. PENALTIES.

Every person convicted of a violation of this Article shall be punished by a fine of two hundred fifty dollars (\$250.00) plus court costs.

DIVISION 5. REVIEW AND SEVERABILITY

Section 17-92. REVIEW OF ARTICLE IX.

Article IX shall be completely reviewed by the proper City governmental authority upon completion of each leg of the new Fort Wayne Bypass and that Tillman Road, from Lafayette to the east city limits, will be reviewed on February 14, 1991, as City Truck Route.

Sec. 17-93. SEVERABILITY.

If any provision or term of this chapter, or any application thereof, is held invalid, the invalidity shall not affect other applications of the provision or terms of this chapter which reasonably can be given effect without the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force and effect from its passage and any and all necessary approval by the Mayor, and its legal publication thereof.

Janet G. Bradbury
COUNCILMEMBER

Janet G. Bradbury

Read the third time in full and on motion by Long, seconded by Henry, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Seven
Burns, GiaQuinta, Henry, Long, Redd, Schmidt, Talarico
NAYS: Two
Bradbury, Stier
ABSENT: None
ABSTAINED: None

DATED: 2-14-89

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-34-89 on the 14th day of February, 1989.

ATTEST

SEAL

Sandra E. Kennedy
City Clerk

Charles B. Redd
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of February, 1989, at the hour of 2:30 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 24th day of February, 1989, at the hour of 3:10 o'clock P.M., E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify

that the above and foregoing is a full true and correct copy

27
28
29
30

SECTION 2. That this Ordinance shall be in full force and effect from its passage and any and all necessary approval by the Mayor, and its legal publication thereof.

Janet G. Bradbury
COUNCILMEMBER
Janet G. Bradbury

Read the third time in full and on motion by Long, seconded by Henry, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Seven
Burns, GiaQuinta, Henry, Long, Redd, Schmidt,
Talarico
NAYS: Two
Bradbury, Stier
ABSENT: None
ABSTAINED: None

DATED: 2-14-89

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-34-89 on the 14th day of February, 1989.

ATTEST

SEAL

Sandra E. Kennedy
City Clerk

Charles B. Redd
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of February, 1989, at the hour of 2:30 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 24th day of February, 1989, at the hour of 3:10 o'clock P.M., E.S.T.

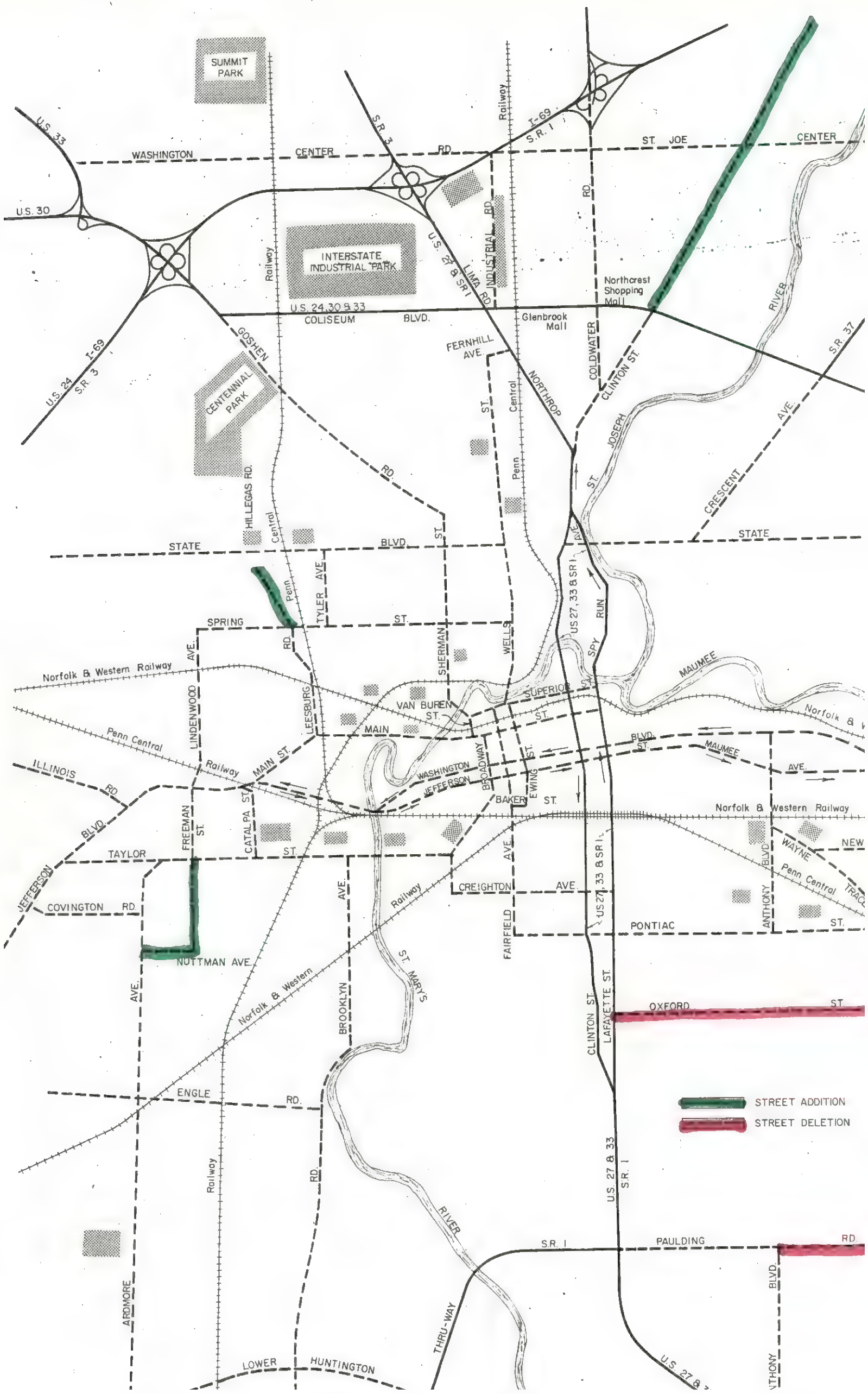
Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of
Special _____ Ordinance No. S-34-89,
passed by the Common Council on the 14th day of
February, 19 89, and that said Ordinance was
duly signed and approved by the Mayor on the 24th day of
February, 19 89, and now remains on file and
on record in my office.

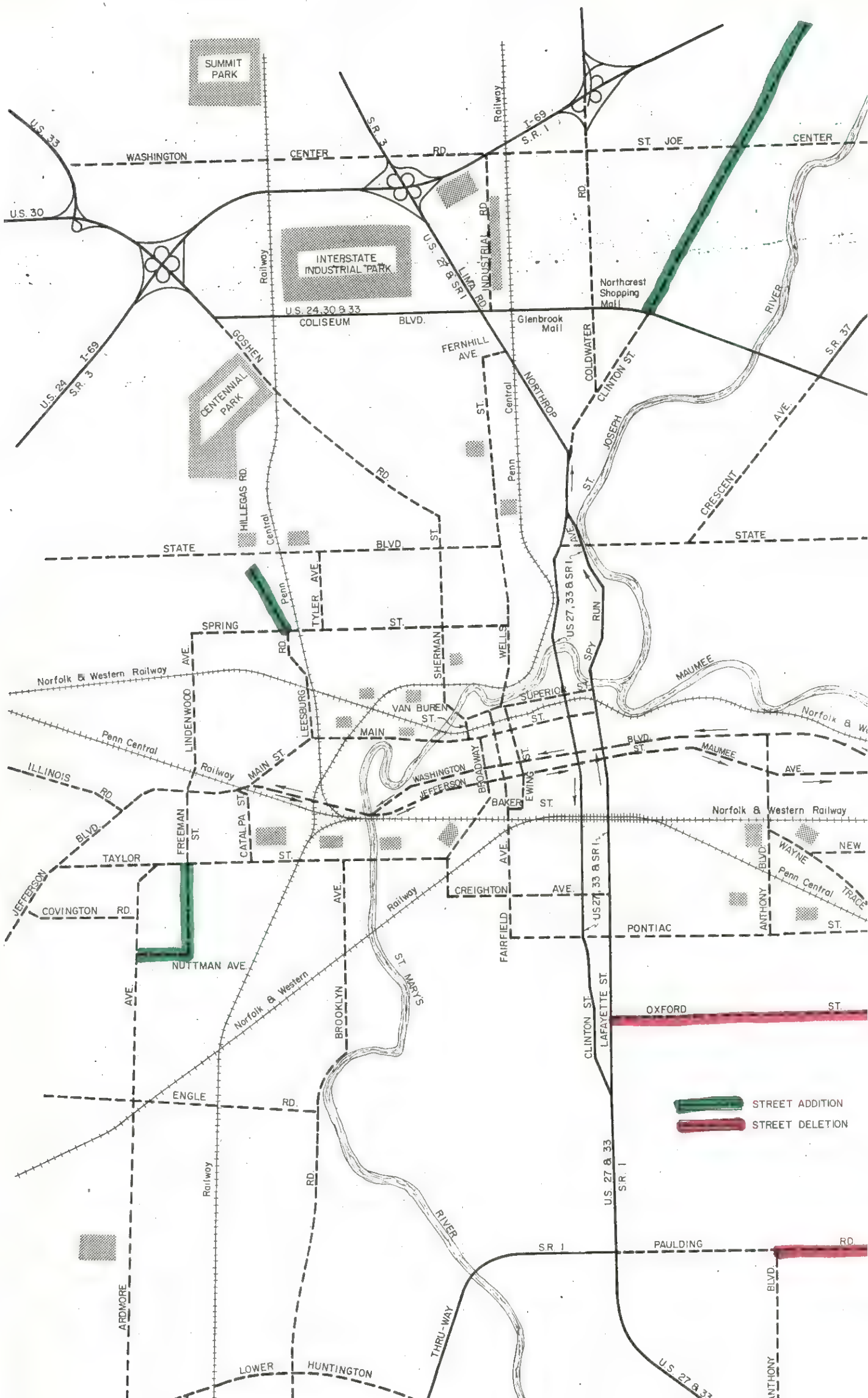
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 24th day of February, 19 89.

SEAL

SANDRA E. KENNEDY, CITY CLERK



STREET ADDITION
STREET DELETION



Fort Wayne Common Council

(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

Allen

County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

1

Body -- number of lines

542

Tail -- number of lines

3

Total number of lines in notice

546

COMPUTATION OF CHARGES

546 lines, 1 columns wide equals 546 equivalent lines
at .495 cents per line

\$ 270.27

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

2.00

TOTAL AMOUNT OF CLAIM

\$ 272.27

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 2

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: Mar. 13, 1989

Title: **Clerk**

PUBLISHER'S AFFIDAVIT

State of Indiana)

) 58:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/ he is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time , the dates of publication being as follows:

3/6, 13/89

Larry Thompson

Subscribed and sworn to before me this 13th day of Mar 19 89

Shelley R. LaRue Notary Public

My commission expires: _____ March 3, 1990

State of Indiana)

) ss:

Allen County)

Personally appeared before me:

undersigned Larryshe is Clerkcirculation printed and
Fort Wayne, IN

attached hereto is a

2 time

Subscribed and sworn to

Shel

My commission expires:

February, 1989, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. S-89-01-07 (as amended) Special Ordinance No. S-34-89 to-wit:

BILL No. S-89-01-07
(as amended)

SPECIAL ORDINANCE NO. S-34-89
AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana amending Chapter 17, Article IX, of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles".

WHEREAS, Article IX. of Chapter 17 of the Fort Wayne Municipal Code is in need of revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX. of Chapter 17 is hereby repealed and replaced with a new Article IX. of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles" which includes the following language:

ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT
DIVISION 1. BUSES

Sec. 17-77. Inter-city buses - Routes.

Any intercity common carrier of passengers, duly authorized to operate upon the streets of this city, shall operate its vehicles and maintain and provide services only upon the routes as numbered and described in Schedule 15, maintained on file in the office of the Traffic Engineer.

Sec. 17-78. Same - Loading zones.

No intercity common carrier or passenger vehicle shall stop, stand or park within the business district of this city, except at the loading zones described in Schedule 16, maintained on file in the office of the Traffic Engineer.

Sec. 17-79. Other city buses - Routes.

Any common carrier or passengers, other than intercity, duly authorized to operate upon the streets of this city shall operate its vehicles only on the routes prescribed in the franchise agreement between this city and such carrier.

Sec. 17-80. Same - Loading zones.

Every common carrier or passenger vehicles, other than intercity, shall stop for the purpose of loading or unloading passengers within this city only at either (1) loading zone from time to time only duly determined, designated and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined, designated and signed loading zone, in any block at such place in the block as the operator of such vehicle shall determine from time to time to be in the safety and convenience of the passengers.

Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause obstruction to the regular flow of traffic.

DIVISION 2. TRUCKS

Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to south city limits

U. S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Street

Clinton Street from Spy Run Avenue to Northrop Street

Northrop Street from Clinton Street to Coliseum Boulevard

Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard

Coliseum Boulevard from Goshen Road to Northrop Street

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Avenue

Clinton Street from Spy Run Avenue to Northrop Avenue

Northrop Street from Clinton Street to Coliseum Boulevard

Coliseum Boulevard from Northrop Street to Goshen Road

Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard

Coliseum Boulevard from Goshen Road to Washington Boulevard

Washington Boulevard from Coliseum Boulevard to east city limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard

Coliseum Boulevard from Washington Boulevard to Goshen Road

Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

I-69 from north city limits to Lima Road

Lima Road from I-69 to Coliseum Boulevard

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to Paulding Road

Paulding Road from Lafayette Street to Baer Field Thruway

Baer Field Thruway from Paulding Road to Bluffton Road

Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway

Baer Field Thruway from Bluffton Road to Paulding Road

Paulding Road from Baer Field Thruway to Lafayette Street

Lafayette Street from Paulding Road to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Street

Clinton Street from Spy Run Avenue to Northrop Street

Northrop Street from Clinton Street to Coliseum Boulevard

Lima Road from Coliseum Boulevard to I-69

I-69 from Lima Road to north city limits

S.R. 3 - Southbound

Lima Road from south city limits to I-69

VanBuren Street from Main Street to St. Mary's River

Wells Street from Superior Street to Fernhill Avenue

East - West Streets

Baer Field Thruway from Bluffton Road to Baer Road

Covington Road from Jefferson Boulevard to Ardmore Avenue

Dalman Road from Baer Road to west city limits

Engle Road from Bluffton Road to west city limits

Fernhill Avenue from Wells Street to Northrop Street

Illinois Road from west city limits to Jefferson Boulevard

Jefferson Boulevard from west city limits to Maumee Avenue

Lower Huntington Road from Tillman to west city limits

Main Street from Jefferson Boulevard to Lafayette Street

Maumee Avenue from Jefferson Boulevard to Washington Blvd.

New Haven Avenue from Wayne Trace to Coliseum Boulevard

Nuttman Avenue from Ardmore to Freeman

Paulding Road from Lafayette Street to east city limits

Pontiac Street from Clinton Street to Coliseum Boulevard

Spring Street from Lindenwood Avenue to Leesburg Road

East State Boulevard from east city limits to Clinton Street

West State Boulevard from west city limits to Wells Street

St. Joe Center Road from Washington Center Road to east city limits

Superior Street from Sherman Street to Lafayette Street

Taylor Street from Jefferson Boulevard to Broadway

Tillman Road from Lower Huntington Road to east city limits

Washington Boulevard from east city limits to Jefferson Boulevard

Washington Center Road from west city limits to St. Joe Washington Center Road

Wayne Trace from Anthony Boulevard to Hessen

Cassel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.

(1) Trucks originating outside the County.

(a) One inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route (s) which are consistent with the direction of the truck's destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route (s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route (s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first

(b) When signs are erected pursuant to this section in a conspicuous place at the end of the structure, indicating the gross weight allowed on any such bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct when the gross weight of such vehicle is greater than that allowed on such bridge, causeway or viaduct.

DIVISION 4. ENFORCEMENT AND PENALTIES

Sec. 17-90. Enforcement.

(a) Traffic Engineer. The Traffic Engineer shall keep and maintain accurate maps setting out truck routes; the maps shall be kept on file in the office of the traffic engineer and shall be available to the public.

(b) Weight-in. The Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle not proceeding over a truck route to proceed to any public or private scale available for the purpose of weighing said vehicle and determining compliance with this Ordinance.

Sec. 17-91. PENALTIES.

Every person convicted of a violation of this Article shall be punished by a fine of two hundred fifty dollars, (\$250.00) plus court costs.

DIVISION 5. REVIEW AND SEVERABILITY

Section 17-92. REVIEW OF ARTICLE IX.

Article IX shall be completely reviewed by the proper City governmental authority upon completion of each leg of the new Fort Wayne Bypass and that Tillman Road, from Lafayette to the east city limits, will be reviewed on February 14, 1991, as City Truck Route.

Sec. 17-93. SEVERABILITY.

If any provision or term of this chapter, or any application thereof, is held invalid, the invalidity shall not affect other applications of the provision or terms of this chapter which reasonably can be given effect without the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force and effect from its passage and any and all necessary approval by the Mayor, and its legal publication thereof.

Janet G. Bradbury
COUNCILMEMBER

Read the third time in full and on motion by Long, seconded by Henry, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Seven

Burns, Glazebrook, Henry, Long, Redd, Schmidt, Talarico

NAYS: Two

Bradbury, Stier

ABSENT: None

ABSTAINED: None

DATED: 2-14-89

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-34-89 on the 14th day of February, 1989.

ATTEST

Sandra E. Kennedy
City Clerk

SEAL
Charles B. Redd
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of February, 1989, at the hour of 2:30 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 24th day of February, 1989, at the hour of 3:10 o'clock P.M., E.S.T.

Paul Helmke

Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Special Ordinance No. S-34-89, passed by the Common Council on the 14th day of February, 1989, and that said Ordinance was duly assigned and approved by the Mayor on the 24th day of February, 1989, and now remains on file and on record in my office.

Fort Wayne Common Council
(Governmental Unit)

To: The News-Sentinel Dr.
P.O. Box 100
Fort Wayne, IN

Allen County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

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Body -- number of lines

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Tail -- number of lines

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Total number of lines in notice

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COMPUTATION OF CHARGES

546 lines, 1 columns wide equals 546 equivalent lines
at .495 cents per line

\$ 270.27

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

2.00

TOTAL AMOUNT OF CLAIM

\$ 272.27

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 2

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Larry Thompson

Date: Mar. 13, 19 89

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/ she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 3/6, 13/89, the dates of publication being as follows:

3/6, 13/89

Larry Thompson

Subscribed and sworn to before me this 13th day of Mar 19 89

Shelley R. LaRue Notary Public

My commission expires: March 3, 1990



5601 COLDWATER RD.
482-8402
OPEN TILL 9:00 P.M.
& SUN. TILL 5:00 P.M.
WASHER
Large Capacity
Water Temperature
Selections
Permanent Press Cycle
Safety Lid Lock
\$317

is hereby given that on the 14th day of January, 1989, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. S-89-01-07 (as amended) Special Finance No. S-34-89 to-wit:

BILL NO. S-89-01-07
(as amended)

SPECIAL ORDINANCE NO. S-34-89
OF THE Common Council of the City of Fort Wayne, Indiana amending Chapter 17, Article IX, of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles".

WHEREAS, Article IX, of Chapter 17 of the Fort Wayne Municipal Code is in need of revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX, of Chapter 17, is hereby repealed and replaced with a new Article IX, of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles" which includes the following language:

ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT
DIVISION 1. BUSES

Sec. 17-77. Intercity buses - Routes.
Any intercity common carrier of passengers, duly authorized to operate upon the streets of this city, shall operate its vehicles and maintain and provide services only upon the routes as numbered and described in Schedule 15, maintained on file in the office of the Traffic Engineer.

Sec. 17-78. Same - Loading zones.
No intercity common carrier or passenger vehicle shall stop, stand or park within the business district of this city, except at the loading zones described in Schedule 16, maintained on file in the office of the Traffic Engineer.

Sec. 17-79. Other city buses - Routes.
Any common carrier or passengers, other than intercity, duly authorized to operate upon the streets of this city shall operate its vehicles only on the routes prescribed in the franchise agreement between this city and such carrier.

Sec. 17-80. Same - Loading zones.
Every common carrier or passenger vehicles, other than intercity, shall stop for the purpose of loading or unloading passengers within this city only at the (1) loading zone from time to time only duly determined, designated and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined, designated and signed loading zone, in any block at each place in the block as the operator of such vehicle shall determine from time to time to be in the safety and convenience of the passengers.

Sec. 17-81. Restrictions on loading and unloading passengers.
No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one of its wheels is over the curb, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic.

DIVISION 2. TRUCKS

Sec. 17-82. Definitions.
For the purpose of this ordinance, the following terms, phrases words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 10,000 pounds.

(f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.

(g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns whose primary use can be seen as residential in nature as described in the Zoning Map maintained on file in the office of the Traffic Engineer.

Sec. 17-83. Application of Regulation.
All trucks within the City shall be operated only over and along the truck routes herein established and on all other designated streets over which truck travel is permitted, and shall be driven over the shortest practical route upon such routes and designated streets.

(1) Exceptions. This Ordinance shall not Prohibit:
(a) The deviation of a truck from a designated truck route as provided for in section 17-85 of this Ordinance.

(b) The deviation of a truck from a designated truck route providing the truck:
1. has an origination point not on a designated truck route, and
2. proceeds from its place of origination along the most direct path to a designated truck route in accordance with the terms of this ordinance.

(c) Emergency vehicles. The operation of emergency vehicles upon any street in the City.

(d) Public Utilities. The operation of trucks owned or operated by the City, public utilities, any contractor or material supplier, while engaged in the repair, maintenance or construction of streets, street improvements, or public utilities within the City.

(e) Detoured trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street or highway which such detour is established, whether by season or an emergency, said detour is temporary,

VanBuren Street from Main Street to St. Mary's River
Wells Street from Superior Street to Fernhill Avenue
East - West Streets
Baer Field Thruway from Bluffton Road to Baer Road
Covington Road from Jefferson Boulevard to Ardmore Avenue
Dalman Road from Baer Road to west city limits
Engle Road from Bluffton Road to west city limits
Fernhill Avenue from Wells Street to Northrop Street
Illinois Road from west city limits to Jefferson Boulevard
Jefferson Boulevard from west city limits to Maumee Avenue
Lower Huntington Road from Tillman to west city limits
Main Street from Jefferson Boulevard to Lafayette Street
Maumee Avenue from Jefferson Boulevard to Washington Blvd.
New Haven Avenue from Wayne Trace to Coliseum Boulevard
Nuttman Avenue from Ardmore to Freeman
Paulding Road from Lafayette Street to east city limits
Pontiac Street from Clinton Street to Coliseum Boulevard
Spring Street from Lindenwood Avenue to Leesburg Road
East State Boulevard from east city limits to Clinton Street
West State Boulevard from west city limits to Wells Street
St. Joe Center Road from Washington Center Road to east city limits
Superior Street from Sherman Street to Lafayette Street
Taylor Street from Jefferson Boulevard to Broadway
Tillman Road from Lower Huntington Road to east city limits
Washington Boulevard from east city limits to Jefferson Boulevard
Washington Center Road from west city limits to St. Joe Washington Center Road
Wayne Trace from Anthony Boulevard to Hessen Cappel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.
(1) Trucks originating outside the County.
(a) One Inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route (s) which are consistent with the direction of the truck's destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route (s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route (s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first destination point a deviating truck shall proceed to other destination points by using the nearest City Truck Route which allows said deviating truck to proceed in the direction of its next destination point. Upon leaving the last destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating so as to proceed upon such City Truck Route and Thru Truck Route over than the shortest possible route to its next destination.

(2) Trucks originating Inside the County.
Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.
Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.
No person shall drive or move away any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.
The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in a residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck, tractor, farm tractor, road tractor, semi-trailer,

(b) When signs are erected pursuant to this section in a conspicuous place at the end of the structure indicating the gross weight allowed on any bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct if the gross weight of such vehicle is greater than the weight allowed on such bridge, causeway or viaduct.

DIVISION 4. ENFORCEMENT AND PENALTY
Sec. 17-90. Enforcement.
(a) Traffic Engineer. The Traffic Engineer shall keep and maintain accurate maps setting out routes; the maps shall be kept on file in the office of the traffic engineer and shall be available to the public.

(b) Weight-In. The Chief of Police shall have authority to require any person driving or in control of any commercial vehicle not proceeding on a truck route to proceed to any public or private weighing station for the purpose of weighing said vehicle to determine compliance with this Ordinance.

Sec. 17-91. PENALTIES.
Every person convicted of a violation of this Ordinance shall be punished by a fine of two hundred fifty dollars (\$250.00) plus court costs.

DIVISION 5. REVIEW AND SEVERABILITY
Section 17-92. REVIEW OF ARTICLE IX.
Article IX shall be completely reviewed by the City governmental authority upon completion of the leg of the new Fort Wayne Bypass and that the Road, from Lafayette to the east city limits, reviewed on February 14, 1991, as City Council Resolution.

Sec. 17-93. SEVERABILITY.
If any provision or term of this chapter, or application thereof, is held invalid, the invalidity shall not affect other applications of the provision or of this chapter which reasonably can be given without the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force and effect from its passage and any and all need approval by the Mayor, and its legal publication thereof.

Janet G. Brennan
COUNCILMEMBER

Read the third time in full and on motion by seconded by Henry, and duly adopted, placed on passage. PASSED by the following vote:

AYES: Seven
Burns, Giacinto, Henry, Long, Redd, Scialoja, Talarico
NAYS: Two
Brady, Stier
ABSENT: None
ABSTAINED: None
DATED: 2-14-89

Sandra E. Kennedy
City Clerk

Charles B. Kennedy
Presiding

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of February, 1989, at the hour of 2:30 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 24th day of February, 1989, at the hour of 3:10 o'clock P.M., E.S.T.

Paul H. Kennedy
Mayor

I, The Clerk of the City of Fort Wayne, Indiana, hereby certify that the above and foregoing is a true and complete copy of Special Ordinance S-34-89, passed by the Common Council on the 14th day of February, 1989, and that said Ordinance was duly assigned and approved by the Mayor on the 14th day of February, 1989, and now remains on file in the office of the City Clerk.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 24th day of February, 1989.

Sandra E. Kennedy
City Clerk

SEAL
3-6-13

VanBuren Street from Main Street to St. Mary's River
Wells Street from Superior Street to Fernhill Avenue
East - West Streets
Baer Field Thruway from Bluffton Road to Baer Road
Covington Road from Jefferson Boulevard to Ardmore Avenue
Dalman Road from Baer Road to west city limits
Engle Road from Bluffton Road to west city limits
Fernhill Avenue from Wells Street to Northrop Street
Illinois Road from west city limits to Jefferson Boulevard
Jefferson Boulevard from west city limits to Maumee Avenue
Lower Huntington Road from Tillman to west city limits
Main Street from Jefferson Boulevard to Lafayette Street
Maumee Avenue from Jefferson Boulevard to Washington Blvd.
New Haven Avenue from Wayne Trace to Coliseum Boulevard
Nuttman Avenue from Ardmore to Freeman
Paulding Road from Lafayette Street to east city limits
Pontiac Street from Clinton Street to Coliseum Boulevard
Spring Street from Lindenwood Avenue to Leesburg Road
East State Boulevard from east city limits to Clinton Street
West State Boulevard from west city limits to Wells Street
St. Joe Center Road from Washington Center Road to east city limits
Superior Street from Sherman Street to Lafayette Street
Taylor Street from Jefferson Boulevard to Broadway
Tillman Road from Lower Huntington Road to east city limits
Washington Boulevard from east city limits to Jefferson Boulevard
Washington Center Road from west city limits to St. Joe Washington Center Road
Wayne Trace from Anthony Boulevard to Hessen Cappel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.
(1) Trucks originating outside the County.
(a) One Inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route (s) which are consistent with the direction of the truck's destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route (s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route (s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first destination point a deviating truck shall proceed to other destination points by using the nearest City Truck Route which allows said deviating truck to proceed in the direction of its next destination point. Upon leaving the last destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating so as to proceed upon such City Truck Route and Thru Truck Route over than the shortest possible route to its next destination.

(2) Trucks originating Inside the County.
Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.
Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.
No person shall drive or move away any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.
The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in a residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck, tractor, farm tractor, road tractor, semi-trailer,